THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 19179 of 2007

Date:10-09-2007

Between:

N.Raju .. **PETITIONER**

AND

The District Collector, Nellore and two others **...RESPONDENTS**

ORDER:

The petitioner seeks a writ of mandamus to declare the endorsement-dated 04.06.2007 of the 3rd respondent, as illegal and arbitrary.

It is the case of the petitioner that by virtue of registered settlement deeds, dated 05.02.2007 his mother gave him the land of an extent of Ac.01-78 cents in Sy.Nos.7-11, 11-3 and 11-5 situated at Pennepalli village and also an extent of 68 cents in Sy.No.135 situated at Talwaipadu village and he has applied for issuance of the pattadar pass books and title deeds under A.P. Rights in land and Pattadar Pass Books Act, 1971. But, the said representation has been rejected by the endorsement, dated 04.06.2007 stating that in respect of the same land, two persons are claiming the rights under the registered deeds and therefore, the civil dispute has to be settled in appropriate Civil Court.

I am of the opinion that as against the order of the 3rd respondent, the appeal lies to the Revenue Divisional Officer, apart from settling the dispute in civil Court. Therefore, the writ petition is not maintainable and it is liable to be dismissed.

Accordingly, the writ petition is dismissed with liberty to avail the remedy of appeal. No costs.

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V.ESWARAIAH, J.

Date:10.09.2007
CCM